IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
W.P.NO.2351 OF 2004

Vasantrao Vishnu Patil
and Ors. ..Petitioners

Vs.

Brihanmumbai Mahanagar
Palika & Ors. ..Respondents

...
Mr.S.G.Deshmukh Adv.for Petitioners
Mrs.P.A.Purandhare Adv. for Respondents Nos.1 to 3
Ms.Geeta Shastri AGP for Respondent Nos.4 and 5
...

CORAM: F.I.REBELLO AND
SMT.V.K.TAHILRAMANI,JJ.
DATE : AUGUST 1,2006

P.C.

1. Rule. Heard forthwith.

2. The grievance of the petitioners is that the Respondents are claiming the amounts of repair cess which they are disputing. Considering the documents on record, it is the case of the Respondents that the repair cess can be charged based on the category in which the petitioners would fall. In the instant case, considering the amounts spent, petitioners fell in category ‘A’ and accordingly have been so charged. Category ‘A’ is for the main building and category

‘C’ is for the annexe building.

3. Considering the above controversy, it will be open to the petitioners to make a representation to Respondent No.3. Respondent No.3 to give inspection of documents based upon which they have categorised the petitioners and thereafter the petitioners’ application be disposed of at any rate not later than two weeks from today.

4. With the above observation, petition stands disposed of.

[F.I.REBELLO, J.]

[SMT.V.K.TAHILRAMANI,J.]